

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	DATE FILED: _____
	:	
v.	:	CRIMINAL NO. _____
	:	
DELORES WEAVER	:	VIOLATIONS:
FARIDAH ALI,	:	
a/k/a "Rita Spicer"	:	18 U.S.C. § 371
LAKIHA SPICER,	:	(conspiracy - 2 counts)
a/k/a "Kiki,"	:	18 U.S.C. § 1341
AZHEEM SPICER,	:	(mail fraud - 13
a/k/a "Osh,"	:	counts)
EUGENE D. WEAVER, III	:	18 U.S.C. § 1343
ZAYNAH RASOOL	:	(wire fraud - 8 counts)
	:	18 U.S.C.
	:	§ 666(a)(1)(A) and (b)
	:	(theft concerning
	:	programs receiving
	:	federal funds - 3
	:	counts)
	:	18 U.S.C. § 1623
	:	(false statement to
	:	grand jury - 2 counts)
	:	18 U.S.C. § 2(a)
	:	(aiding and abetting)
	:	Notice of forfeiture

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I N D I C T M E N T

COUNT ONE

CONSPIRACY TO COMMIT MAIL FRAUD AND WIRE FRAUD

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

## The Community College of Philadelphia

1. The Community College of Philadelphia ("CCP") was a public academic institution, accredited by the Middle States Association of Colleges and Schools and the Department of Education of the Commonwealth of Pennsylvania, to conduct post-secondary school courses and to grant Associate of Arts degrees. The CCP's main campus and administrative offices were located at 1700 Spring Garden Street in Philadelphia, Pennsylvania.

2. In addition to offering courses for Associate of Arts degree programs, the CCP operated an Adult Basic Education ("ABE") program. Under the ABE program, the CCP conducted non-degree courses for adult students, including English as a Second Language ("ESL"), General Equivalency Diploma ("GED"), Job Training, and Basic Skills. The CCP offered ABE courses at no cost to adult students who registered to attend the courses.

3. The CCP offered ABE courses at its main campus located at 1700 Spring Garden Street and at regional centers operated by the CCP at locations throughout Philadelphia. The CCP also offered ABE courses at neighborhood sites

located throughout Philadelphia that were owned or operated by entities other than the CCP.

4. Members of the CCP faculty taught the ABE courses offered by the CCP. In addition, the CCP hired teachers at the neighborhood sites where ABE courses were being offered to teach ABE courses at those sites.

5. The CCP paid the salaries of teachers who were assigned to teach ABE courses at the neighborhood sites.

6. Pursuant to the CCP policy, any teacher hired by the CCP to teach an ABE course was required to have at least a Bachelors degree.

7. In addition to paying the salaries of ABE teachers at the neighborhood sites, the CCP also paid rent to the neighborhood sites for the use of the property to conduct ABE courses, at the rate of as high as \$450 for each ABE course.

8. The CCP scheduled ABE courses during Spring, Summer I, Summer II, and Fall semesters.

9. The defendant DELORES WEAVER was the Director of the ABE program at the CCP, controlling the operation and administration of the ABE program at the CCP. Among other

things, defendant DELORES WEAVER was responsible for selecting neighborhood sites for the ABE program, processing ABE student registrations, scheduling ABE courses at neighborhood sites, approving the hiring of qualified ABE teachers at neighborhood sites, and processing the payment of compensation for ABE teachers.

10. Defendant EUGENE D. WEAVER, III was the son of defendant DELORES WEAVER.

#### The Sister Clara Muhammad School

11. The Sister Clara Muhammad School ("SCMS") was registered in the Commonwealth of Pennsylvania as a private school. The SCMS was located at 4700 Wyalusing Avenue, Philadelphia, Pennsylvania. The SCMS offered courses for students in grades kindergarten through 12<sup>th</sup> grade.

12. Primary and secondary courses offered at SCMS, as part of the SCMS curriculum, were taught by "volunteers." Volunteers were to be compensated by SCMS by stipends for the hours that they worked for SCMS.

13. The SCMS was a neighborhood site for the ABE program, approved by the CCP to conduct ABE courses, from the Fall 1999 semester through the Winter 2001 semester.

14. The CCP paid salaries for teachers who were assigned to teach ABE courses at the SCMS from the Fall 1999 semester through the Winter 2001 semester.

15. The CCP paid rent to SCMS for the use of its facilities as a CCP neighborhood site, at the rate of \$450 per ABE course, per semester, from the Fall 1999 semester through the Winter 2001 semester.

16. Defendant FARIDAH ALI, a/k/a "Rita Spicer," was the Assistant Director of Education at the SCMS, and controlled the operation and administration of the SCMS. As the Assistant Director of Education, defendant FARIDAH ALI was responsible for, among other things, paying stipends to SCMS volunteers who taught in the primary and secondary grades at SCMS, and for the operation and administration of the ABE program at SCMS on behalf of the CCP.

17. Defendant AZHEEM SPICER, a/k/a "Osh," was the son of defendant FARIDAH ALI.

18. Defendant LAKIHA SPICER, a/k/a "Kiki," was the daughter of defendant FARIDAH ALI.

THE SCHEME TO DEFRAUD

19. From between on or about July 22, 1999 until in or about January 2002, defendants DELORES WEAVER, FARIDAH ALI, AZHEEM SPICER, LAKIHA SPICER, and EUGENE D. WEAVER, III, conducted and participated in a scheme to defraud the CCP, and to obtain money from the CCP, through false and fraudulent representations, by:

(a) fraudulently causing the CCP to pay at least \$224,000 in teachers' salaries, to people known to the grand jury, hired by the CCP to conduct ABE courses at the SCMS neighborhood site, including defendants AZHEEM SPICER, LAKIHA SPICER, and EUGENE D. WEAVER, III, as payment for teaching ABE courses, when the teachers did not in fact teach the ABE courses as represented to the CCP; and

(b) fraudulently causing the CCP to pay at least \$21,600 to the SCMS as payment of rent for the use of the SCMS facility to conduct ABE courses on behalf of the CCP, which in fact were not taught at the SCMS.

THE CONSPIRACY

20. From between on or about July 22, 1999 until in or about January 2002, in the Eastern District of Pennsylvania and elsewhere, defendants

DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer,"  
\_\_\_\_\_  
AZHEEM SPICER,  
a/k/a "Osh,"  
LAKIHA SPICER,  
a/k/a "Kiki," and  
EUGENE D. WEAVER, III

conspired and agreed, together and with others known and unknown to the grand jury, to commit offenses against the United States, that is,

(a) to knowingly take and receive from an authorized depository for mail matter, and cause to be delivered by mail, according to the directions thereon, payroll checks and W-2 forms, for the purpose of executing the Scheme to Defraud described in paragraph 19, and to obtain money from the CCP, by means of false and fraudulent pretenses, representations and promises, in violation of Title 18, United States Code, Section 1341; and

(b) to knowingly cause to be transmitted by means of wire communications in interstate commerce, writings,

signs, and signals, that is, interstate bank wire transfers, for the purpose of executing the Scheme to Defraud described in paragraph 19, and to obtain money from the CCP, by means of false representations, in violation of Title 18, United States Code, Section 1343.

MANNER AND MEANS

\_\_\_\_\_ It was a part of the conspiracy that:

21. To obtain money for their children and other family members and associates to which they had no lawful entitlement, the defendants DELORES WEAVER and FARIDAH ALI, through the creation and submission of false documents and other misrepresentations, created the false appearance that the defendants EUGENE D. WEAVER, III, LAKIHA SPICER, AZHEEM SPICER, and "K.H.," "C.H.," and "R.K.," persons known to the grand jury, and other persons known to the grand jury, were teaching ABE courses at the SCMS, on behalf of the CCP, when in fact such courses were not being conducted and were not being taught by the defendants EUGENE D. WEAVER, III, LAKIHA SPICER, and AZHEEM SPICER, and "K.H.," "C.H.," and "R.K.," and other persons known to the grand jury.



22. Defendants DELORES WEAVER and FARIDAH ALI, and other persons known and unknown to the grand jury, obtained and created false and fraudulent student registration forms, and submitted the student registration forms to the CCP administrative office, so that the CCP would authorize and schedule ABE courses at the SCMS, knowing that the false and fraudulent student registrations overstated the number of students interested in and intending to attend ABE courses at the SCMS.

23. Defendants DELORES WEAVER and FARIDAH ALI, and other persons known and unknown to the grand jury, created, obtained and submitted false and fraudulent "Faculty and Administrative Application for Employment" forms to the CCP for family members and other persons associated with SCMS, to create the false appearance that the applicants had obtained Bachelor's degrees and were therefore qualified to teach CCP classes in the ABE program and receive payment for teaching ABE courses, when in fact such family members and other persons did not have Bachelor's degrees and were not qualified to teach ABE courses and receive payment for teaching ABE courses.

24. Defendants DELORES WEAVER and FARIDAH ALI, through the submission of false documents and other misrepresentations, caused the CCP to pay teachers' salaries to individuals who had volunteered to teach primary and secondary grade courses at SCMS, including "R.K.," "C.H.," and other persons known to the grand jury, for allegedly teaching ABE courses at the SCMS on behalf of the CCP, so that defendant FARIDAH ALI could obtain and use funds from the CCP to pay stipends which the SCMS had agreed to pay to the volunteers, thereby enabling FARIDAH ALI to pay a portion of the cost of operating the SCMS with funds fraudulently obtained from the CCP.

25. Defendant LAKIHA SPICER obtained at least \$71,000 in funds from the CCP, through the submission of false and fraudulent representations to the CCP regarding the number of hours that she had taught ABE courses at the SCMS on behalf of the CCP, which in fact she did not teach.

26. Defendant AZHEEM SPICER obtained at least \$39,000 in funds from the CCP, through the submission of false and fraudulent representations regarding the number of hours that he had taught ABE courses at the SCMS on behalf

of the CCP, which in fact he did not teach.

27. Defendant EUGENE D. WEAVER, III, obtained the at least \$47,000 in funds from the CCP, through the submission of false and fraudulent representations regarding the number of hours that he had taught ABE courses at the SCMS on behalf of the CCP, which in fact he did not teach.

28. To obtain money for their own benefit, defendants DELORES WEAVER and FARIDAH ALI, through the creation and submission of false documentation, overstated the number of ABE courses that had been conducted at the SCMS on behalf of the CCP so that the CCP would increase the amount of rental payments owed and paid to the SCMS for the use of the SCMS as a neighborhood site, and then diverted rental payments paid by the CCP to the SCMS to their personal benefit.

29. Defendants DELORES WEAVER and FARIDAH ALI obtained \$100,800, including \$21,600 in funds which the CCP paid to the SCMS as rental payments for the use of the SCMS to conduct ABE courses, which were not in fact conducted, and then diverted the rental payments to their personal use.

### OVERT ACTS

\_\_\_\_\_ In furtherance of the conspiracy, the following overt acts were committed in the Eastern District of Pennsylvania and elsewhere:

\_\_\_\_\_1. On or about September 17, 1999, defendants FARIDAH ALI and DELORES WEAVER submitted a false Faculty and Administrative Application for Employment form for "R.K." to CCP, making it appear that "R.K." had obtained a Bachelor's degree, and was thus eligible to teach CCP classes in the Adult Basic Education Program.

\_\_\_\_\_2. On or about December 11, 2000, defendants FARIDAH ALI and DELORES WEAVER submitted a false Faculty and Administrative Application form for Employment for "C.H." to CCP, making it appear that C.H. had obtained a Bachelor's degree, and thus was eligible to teach CCP classes in the Adult Basic Education Program.

3. On or about June 18, 2001, defendant DELORES WEAVER had a telephone conversation with defendant FARIDAH ALI in which defendant DELORES WEAVER warned defendant FARIDAH ALI that ZAYNAH RASOOL was not to have the same person sign all the student applications. Defendant FARIDAH

ALI responded to defendant DELORES WEAVER that "we have never done that no more."

4. On or about June 20, 2001, defendant FARIDAH ALI had a telephone conversation in which she told an SCMS office worker that she would pay two SCMS teachers for their work at SCMS with CCP funds, even though the workers had performed no services for CCP or any of its programs.

5. On or about June 25, 2001, defendant FARIDAH ALI had a telephone conversation in which she told an individual at CCP that he would be on the CCP Summer II teaching session at SCMS for ABE classes, but that he had "to show up some time though . . . because they are really on us." Defendant FARIDAH ALI said, however, that she was not trying to make the individual "do the whole thing."

6. On or about July 29, 2001, defendant FARIDAH ALI had a telephone conversation in which she told an individual who was not qualified to be a teacher for the CCP that ALI would change things on the individual's resume to make her look older, so that she would appear to qualify to be a teacher for the CCP.

7. On or about August 4, 2001, defendant FARIDAH ALI had a telephone conversation in which she told ZAYNAH RASOOL that she did not wish to forge any more CCP employment applications by giving prospective teachers phony college degrees.

8. On or about August 8, 2001, defendant DELORES WEAVER had a telephone conversation in which she told defendant FARIDAH ALI that she had called defendant ALI the day before to warn defendant ALI to close SCMS, using the excuse that it was too hot, to avoid a possible visit and negative report by a roving CCP monitor who was checking on CCP classes at the neighborhood sites.

9. On or about August 16, 2001, defendant FARIDAH ALI had a telephone conversation in which she told defendant AZHEEM SPICER that she could probably get an individual who was not qualified to teach on the payroll at CCP, but that this time, the teacher may really have to do the work.

10. On or about August 21, 2001, defendant FARIDAH ALI had a telephone conversation in which she told ZAYNAH RASOOL that defendant DELORES WEAVER'S job was on the line and that "this whole thing is getting ready to blow up if we

don't really put some things in place."

11. On or about September 4, 2001, defendant FARIDAH ALI and ZAYNAH RASOOL had a telephone conversation in which they agreed that an SCMS staff member had been placed on the CCP payroll for the Summer but had done no work.

12. On or about September 4, 2001, defendant FARIDAH ALI had a telephone conversation in which she told ZAYNAH RASOOL that defendant DELORES WEAVER was asking for one-half of the funds that SCMS had improperly received from CCP.

13. On or about October 12, 2001, defendant FARIDAH ALI had a telephone conversation in which she told an SCMS office worker that another SCMS volunteer would be assigned double CCP teacher hours because defendant ALI did not want to pay that volunteer any money from SCMS funds.

14. On or about October 15, 2001, defendant FARIDAH ALI told an SCMS staff member that the staff member was on the CCP payroll for two sessions, which would pay her, in part, for what SCMS owed her for work at the SCMS.

15. On or about October 29, 2001, defendant FARIDAH ALI and ZAYNAH RASOOL discussed an SCMS employee's work hours, and ZAYNAH RASOOL said that the SCMS employee would just get her money from "Community," referring to the CCP.

16. On or about December 5, 2001, defendant DELORES WEAVER told defendant FARIDAH ALI that she needed to make sure that there were no on-site audits conducted at SCMS.

17. On or about December 13, 2001, defendant DELORES WEAVER told defendant FARIDAH ALI that the CCP program "probably went overboard" at SCMS.

18-33. On or about the following dates, each of which constitutes a separate overt act, defendants FARIDAH ALI and DELORES WEAVER caused the CCP to pay "R.K.," for services that "R.K." provided to SCMS, by falsely placing "R.K." on the ABE teacher payroll of CCP at SCMS, for ABE and ASL (Arabic as a Second Language) classes between July 2000 and December 2001, and thereby caused CCP to send "R.K." a W-2 form in or about January 2001, and to pay "R.K." by check, a total of \$23,758.12, by use of the



U.S. mail, on or about August 10, 2000, August 25, 2000, September 8, 2000, May 31, 2001, June 14, 2001, June 28, 2001, July 12, 2001, July 26, 2001, August 9, 2001, September 7, 2001, November 2, 2001, November 16, 2001, November 30, 2001, December 14, 2001, and December 21, 2001, knowing that "R.K." was not qualified to teach, and did not teach, those CCP classes.

34-66. On or about the following dates, each of which constitutes a separate overt act, defendants FARIDAH ALI and DELORES WEAVER, having placed defendant EUGENE D. WEAVER, III on the teacher payroll of CCP, in the ABE Program at SCMS, for nine classes between October 1999 and December 2001, caused the CCP to pay defendant EUGENE D. WEAVER, III a total of \$47,578.09, by direct deposit, by means of wire communications in interstate commerce, into his bank account, on or about November 19, 1999, December 3, 1999, December 17, 1999, March 3, 2000, March 24, 2000, April 7, 2000, April 21, 2000, May 5, 2000, May 18, 2000, June 15, 2000, June 29, 2000, July 27, 2000, August 10, 2000, August 25, 2000, September 8, 2000, October 20, 2000, November 3, 2000, November 17, 2000, December 1, 2000,

December 15, 2000, February 23, 2001, March 2, 2001, March 23, 2001, April 6, 2001, April 20, 2001, May 4, 2001, May 17, 2001, May 31, 2001, November 2, 2001, November 16, 2001, November 30, 2001, December 14, 2001, and December 21, 2001, knowing that he would not and did not teach those CCP classes.

67-100. On or about the following dates, each of which constitutes a separate overt act, defendants FARIDAH ALI and DELORES WEAVER, having placed defendant LAKIHA SPICER on the teacher payroll of CCP, in the ABE Program at SCMS, for fourteen classes between October 1999 and December 2001, caused CCP to pay defendant LAKIHA SPICER, by check, a total of \$71,055.62, by use of the U.S. mail, on November 5, 1999, November 19, 1999, December 3, 1999, December 17, 1999, December 23, 1999, March 3, 2000, March 24, 2000, April 7, 2000, June 1, 2000, June 15, 2000, June 29, 2000, August 10, 2000, August 25, 2000, September 8, 2000, November 3, 2000, November 17, 2000, February 9, 2001, February 23, 2001, March 2, 2001, March 23, 2001, April 6, 2001, April 20, 2001, June 14, 2001, June 28, 2001, July 12, 2001, July 26, 2001, August 9, 2001, August 24,

2001, September 7, 2001, October 19, 2001, November 2, 2001, November 16, 2001, December 6, 2001, and December 14, 2001, knowing that she would not, and did not, teach those CCP classes.

101-125. On or about the following dates, each of which constitutes a separate overt act, defendants FARIDAH ALI and DELORES WEAVER, having placed defendant AZHEEM SPICER on the teacher payroll of CCP, in the ABE Program at SCMS, for eight classes between October 2000 and November 2001, caused CCP to pay defendant AZHEEM SPICER, by check, a total of \$39,611.02, by use of the U.S. mail, on or about October 20, 2000, November 3, 2000, November 17, 2000, December 1, 2000, December 15, 2000, December 22, 2000, February 9, 2001, February 23, 2001, March 2, 2001, March 23, 2001, April 6, 2001, April 20, 2001, May 31, 2001, June 14, 2001, June 28, 2001, July 12, 2001, July 26, 2001, August 9, 2001, August 24, 2001, September 7, 2001, October 19, 2001, November 9, 2001, November 16, 2001; and by direct deposit into his bank account, on or about November 30, 2001 and December 14, 2001, knowing that he would not, and did not, teach those CCP classes.

126-143. On or about the following dates, each of which constitutes a separate overt act, defendants FARIDAH ALI and DELORES WEAVER, having placed "K.H." on the teacher payroll of CCP, in the ABE Program at SCMS, for seven classes between September 2000 and August 2001, caused CCP to pay "K.H." by check, a total of \$19,824.44, by use of the U.S. mail, on or about October 20, 2000, November 3, 2000, November 17, 2000, December 1, 2000, December 15, 2000, February 23, 2001, March 2, 2001, March 23, 2001, April 6, 2001, April 20, 2001, May 4, 2001, June 14, 2001, June 28, 2001, July 12, 2001, July 26, 2001, August 9, 2001, August 24, 2001, and September 7, 2001, knowing that "K.H." would not, and did not, teach those CCP classes.

144-153. On or about the following dates, each of which constitutes a separate overt act, defendants FARIDAH ALI and DELORES WEAVER paid "C.H.," for services that "C.H." provided to SCMS, by placing "C.H." on the teacher payroll of CCP, in the ABE Program at SCMS, for five classes between January 2001 and December 2001, thereby causing CCP to pay "C.H." by check, a total of \$22,547.79, by use of the U.S. mail, on or about March 23, 2001, April

6, 2001, April 20, 2001, June 28, 2001, September 7, 2001, October 19, 2001, November 2, 2001, November 16, 2001, November 30, 2001, and December 14, 2001, knowing that "C.H." was not qualified to teach, and did not teach, those CCP classes.

154-163 On or about the following dates, each of which constitutes a separate overt act, defendants FARIDAH ALI and DELORES WEAVER obtained rent payments from the CCP for ABE classes scheduled at SCMS, some or all of which did not take place, between July 1999 and September 2001, and caused the CCP to pay SCMS at least \$21,600, by check, by use of the U.S. mail, on July 22, 1999, October 21, 1999, December 16, 1999, March 30, 2000, June 22, 2000, August 31, 2000, November 2, 2000, April 5, 2001, July 5, 2001, and September 20, 2001.

All in violation of Title 18, United States Code, Section 371.

COUNTS TWO THROUGH FOURTEEN

MAIL FRAUD

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 19 and 21 through 29 of Count One and the "Overt Acts" of Count One are realleged here.

THE SCHEME

\_\_\_\_\_2. From on or about July 22, 1999 until in or about January 2002, in the Eastern District of Pennsylvania and elsewhere, defendants

DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer,"  
\_\_\_\_\_LAKIHA SPICER,  
a/k/a "Kiki," and  
AZHEEM SPICER,  
a/k/a "Osh,"

devised and intended to devise, and aided and abetted the devising of, a scheme to defraud the CCP and to obtain money from the CCP by means of false and fraudulent pretenses, representations and promises.

3. On or about the dates set forth below, in the Eastern District of Pennsylvania, for the purpose of executing and attempting to execute this scheme to defraud, defendants

DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer,"  
LAKIHA SPICER,  
a/k/a "Kiki," and  
AZHEEM SPICER,  
a/k/a "Osh,"

knowingly took, received, and aided and abetted the taking and receiving, from an authorized depository for mail matter, and caused to be delivered, and aided and abetted the delivery of, by the United States mail, according to directions thereon, the mail described below:

COUNT	DEFENDANTS	APPROXIMATE DATE	SENDER	RECIPIENT/ LOCATION	ITEM
2	Faridah Ali Delores Weaver	January 2001	CCP	R.K. Phila., PA	W-2 Form
3	Faridah Ali Delores Weaver	09/08/00	CCP	R.K. Phila., PA	Check # 0116363 \$434.07
4	Faridah Ali Delores Weaver Lakiha Spicer	06/28/01	CCP	Lakiha Spicer Melrose Park, PA	Check # 0128858 \$4,660.20
5	Faridah Ali Delores Weaver Lakiha Spicer	08/09/01	CCP	Lakiha Spicer Melrose Park, PA	Check # 0129941 \$1,182.56

COUNT	DEFENDANTS	APPROXIMATE DATE	SENDER	RECIPIENT/ LOCATION	ITEM
6	Faridah Ali Delores Weaver Lakiha Spicer	08/24/01	CCP	Lakiha Spicer Melrose Park, PA	Check # 0130320 \$1,182.55
7	Faridah Ali Delores Weaver Lakiha Spicer	11/16/01	CCP	Lakiha Spicer Melrose Park, Pa	Check # 0134062 \$1,448.79
8	Faridah Ali Delores Weaver Azheem Spicer	08/09/01	CCP	Azheem Spicer Phila., PA	Check # 0129940 \$2,864.76
9	Faridah Ali Delores Weaver Azheem Spicer	09/07/01	CCP	Azheem Spicer Phila., PA	Check # 0130621 \$911.53
10	Faridah Ali Delores Weaver Azheem Spicer	10/19/01	CCP	Azheem Spicer Phila., PA	Check # 0132507 \$1,344.44
11	Faridah Ali Delores Weaver	06/28/01	CCP	K.H. Severn, MD	Check # 0128683 \$1,182.04
12	Faridah Ali Delores Weaver	07/12/01	CCP	K.H. Severn, MD	Check # 0129052 \$186.33
13	Faridah Ali Delores Weaver	03/23/01	CCP	C.H. Phila., PA	Check # 0124716 \$3,074.65
14	Faridah Ali Delores Weaver	12/14/01	CCP	C.H. Phila., PA	Check # 0135218 \$771.83

All in violation of Title 18, United States Code,  
Sections 1341 and 2(a) .



COUNTS FIFTEEN THROUGH TWENTY-TWO

WIRE FRAUD

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 19 and 21 through 29 of Count One and the "Overt Acts" of Count One are realleged here.

THE SCHEME

\_\_\_\_\_2. From on or about July 22, 1999 until in or about January 2002, in the Eastern District of Pennsylvania and elsewhere, defendants

DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer,"  
\_\_\_\_\_AZHEEM SPICER,  
a/k/a "Osh," and  
EUGENE D. WEAVER, III

devised and intended to devise, and aided and abetted the devising of, a scheme to defraud the CCP and to obtain money from the CCP by means of false and fraudulent pretenses, representations and promises.

3. On or about the dates set forth below, in the Eastern District of Pennsylvania, for the purpose of executing and attempting to execute this scheme to defraud, defendants

DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer,"  
\_\_\_\_\_  
AZHEEM SPICER,  
a/k/a "Osh," and  
EUGENE D. WEAVER, III

caused to be transmitted, and aided and abetted the transmission of, by means of wire communication in interstate commerce the signals and sounds described below for each count, each transmission constituting a separate count:

COUNT	DEFENDANTS	APPROXIMATE DATE	SENDER/ LOCATION	RECIPIENT/ LOCATION	ITEM
15	Faridah Ali; Delores Weaver; Eugene D. Weaver, III	11/19/99	First Union National Bank, Wilmington, DE	Account of Eugene D. Weaver, III; Chestnut Hill National Bank, Phila., PA	Inter-bank transfer \$994.86
16	Faridah Ali; Delores Weaver; Eugene D. Weaver, III	12/03/99	First Union National Bank, Wilmington, DE	Account of Eugene D. Weaver, III; Chestnut Hill National Bank, Phila., PA	Inter-bank transfer \$994.85
17	Faridah Ali; Delores Weaver; Eugene D. Weaver, III	05/18/00	First Union National Bank, Wilmington, DE	Account of Eugene D. Weaver, III; Chestnut Hill National Bank, Phila., PA	Inter-bank transfer \$501.51

COUNT	DEFENDANTS	APPROXIMATE DATE	SENDER/ LOCATION	RECIPIENT/ LOCATION	ITEM
18	Faridah Ali; Delores Weaver; Eugene D. Weaver, III	06/15/00	First Union National Bank, Wilmington, DE	Account of Eugene D. Weaver, III; Chestnut Hill National Bank, Phila., PA	Inter-bank transfer, \$3,344.89
19	Faridah Ali; Delores Weaver; Eugene D. Weaver, III	10/20/00	First Union National Bank, Wilmington, DE	Account of Eugene D. Weaver, III; Chestnut Hill National Bank, Phila., PA	Inter-bank transfer, \$1,631.33
20	Faridah Ali; Delores Weaver; Eugene D. Weaver, III	12/14/01	First Union National Bank, Wilmington, DE	Account of Eugene D. Weaver, III; Chestnut Hill National Bank, Phila., PA	Inter-bank transfer, \$1,138.40
21	Faridah Ali; Delores Weaver; Azheem Spicer	11/30/01	First Union National Bank, Wilmington, DE	Account of Azheem Spicer; First Union National Bank, Melrose Park, PA	Inter-bank transfer, \$2,288.09
22	Faridah Ali; Delores Weaver; Azheem Spicer	12/14/01	First Union National Bank, Wilmington, DE	Account of Azheem Spicer; First Union National Bank, Melrose Park, PA	Inter-bank transfer, \$645.74

All in violation of Title 18, United States Code,  
Sections 1343 and 2(a) .

COUNT TWENTY-THREE

CONSPIRACY TO COMMIT THEFT CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this Indictment:

1. Paragraphs 1 through 19, and 21 through 29 of Count One are realleged here.

2. The CCP conducted the ABE program in conjunction with a federal program administered by the United States Department of Education, known as the Adult Basic and Literacy Education Program, designed to promote adult literacy.

3. The United States Department of Education, through grant programs administered by the Commonwealth of Pennsylvania Department of Education, provided federal funds to the CCP to help finance the cost of the ABE program of the CCP. Under the terms of its contract with the Department of Education, the CCP was obligated to match one-third of the federal funds received for the ABE program. During the 1999-2000 academic year, running from July 1, 1999 through June 30, 2000, the CCP received more than \$221,000 in federal funds and provided more than \$73,000 in

matching funds. During the 2000-2001 academic year, running from July 1, 2000 through June 30, 2001, the CCP received more than \$237,000 in federal funds and provided more than \$79,000 in matching funds. During the 2001-2002 academic year, running from July 1, 2001 through June 30, 2002, the CCP received more than \$268,000 in federal funds and provided more than \$89,000 in matching funds.

\_\_\_\_\_4. The CCP constituted an "organization" which received annual benefits in excess of \$10,000, in each of the academic years 1999-2000, 2000-2001, and 2001-202, under a federal program involving a grant, contract, subsidy, loan, guarantee, and other form of federal assistance, in connection with the Adult Basic and Literacy Education Program.

\_\_\_\_\_5. Between July 1, 1999 and June 30, 2002, defendants DELORES WEAVER, LAKIHA SPICER, AZHEEM SPICER, and EUGENE D. WEAVER, III were employees of CCP, and as such were its agents.

THE CONSPIRACY

\_\_\_\_\_6. From between on or about July 1, 1999 until on or about June 30, 2002, in the Eastern District of Pennsylvania and elsewhere, defendants

DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer,"  
\_\_\_\_\_LAKIHA SPICER,  
a/k/a "Kiki,"  
AZHEEM SPICER,  
a/k/a "Osh," and  
EUGENE D. WEAVER, III

conspired and agreed, together and with others known and unknown to the grand jury, to commit offenses against the United States, that is, to knowingly embezzle, steal, obtain by fraud, and otherwise without authority convert and intentionally misapply property valued at \$5,000 or more, which was owned by and under the care and control of the CCP, in violation of Title 18, United States Code, Sections 666(a)(1)(A) and (b).

OVERT ACTS

\_\_\_\_\_7. Paragraphs 1 through 163 of the "Overt Acts" portion of Count One are realleged here.

\_\_\_\_\_All in violation of Title 18, United States Code, Section 371.

COUNT TWENTY-FOUR

THEFT CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this Indictment:

1. Paragraphs 1 through 19 and 21 through 29 of Count One, and Paragraphs 2 through 5 of Count Twenty-Three are realleged here.

2. Between July 1, 1999 and June 30, 2002, in the Eastern District of Pennsylvania and elsewhere, defendants

\_\_\_\_\_  
DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer," and  
LAKIHA SPICER,  
a/k/a "Kiki,"

being agents and employees of CCP, and aiding and abetting agents and employees of CCP, an organization which received benefits of over \$10,000 in any one-year period under a federal program involving a grant, contract, subsidy, loan, guarantee, insurance or other form of federal assistance, embezzled, stole, obtained by fraud, and otherwise without authority knowingly converted and intentionally misapplied property valued at \$5,000 or more, that is, approximately

\$71,055, which was owned by and under the care, custody and control of CCP.

In violation of Title 18, United States Code, Sections 666(a)(1)(A) and (b), and 2(a).



COUNT TWENTY-FIVE

THEFT CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1 through 19 and 21 through 29 of Count One and Paragraphs 2 through 5 of Count Twenty-Three are realleged here.

2. Between July 1, 2000 and June 30, 2002, in the Eastern District of Pennsylvania and elsewhere, defendants

\_\_\_\_\_  
DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer," and  
AZHEEM SPICER,  
a/k/a "Osh,"

being agents and employees of CCP, and aiding and abetting agents and employees of CCP, an organization which received benefits of over \$10,000 in any one-year period under a federal program involving a grant, contract, subsidy, loan, guarantee, insurance or other form of federal assistance, embezzled, stole, obtained by fraud, and otherwise without authority knowingly converted and intentionally misapplied property valued at \$5,000 or more, that is, approximately

\$39,611, which was owned by and under the care, custody and control of CCP.

In violation of Title 18, United States Code, Sections 666(a)(1)(A) and (b), and 2(a).

COUNT TWENTY-SIX

THEFT CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1 through 19 and 21 through 29 of Count One and Paragraphs 2 through 5 of Count Twenty-Three are realleged here.

2. Between July 1, 1999 and June 30, 2002, in the Eastern District of Pennsylvania and elsewhere, defendants

\_\_\_\_\_  
DELORES WEAVER,  
FARIDAH ALI,  
a/k/a "Rita Spicer," and  
EUGENE D. WEAVER, III,

being agents and employees of CCP, and aiding and abetting agents and employees of CCP, an organization which received benefits of over \$10,000 in any one-year period under a federal program involving a grant, contract, subsidy, loan, guarantee, insurance or other form of federal assistance, embezzled, stole, obtained by fraud, and otherwise without authority knowingly converted and intentionally misapplied property valued at \$5,000 or more, that is, approximately

\$47,578, which was owned by and under the care, custody and control of CCP.

In violation of Title 18, United States Code, Sections 666(a)(1)(A) and (b), and 2(a).

COUNT TWENTY-SEVEN

FALSE STATEMENT TO GRAND JURY

THE GRAND JURY FURTHER CHARGES THAT:

1. On or about March 15, 2002, a federal grand jury was empaneled by the Honorable Jan E. DuBois, United States District Judge for the Eastern District of Pennsylvania.

2. Until its term of service expired, the grand jury was investigating possible violations of federal law in the Eastern District of Pennsylvania, including mail and wire fraud relating to the payment of funds by the Community College of Philadelphia ("CCP") to teachers at Sister Clara Muhammad School ("SCMS"), for classes that they were scheduled to teach, but did not teach, between Fall 1999 and Winter 2001 ("CCP Fraud Scheme").

3. On or about August 14, 2002, defendant LAKIHA SPICER appeared pursuant to subpoena before the federal grand jury investigating the CCP Fraud Scheme and testified concerning that matter.

4. It was a matter material to the grand jury to determine whether defendant LAKIHA SPICER had taught the CCP

classes that she had been scheduled to teach, and had been paid to teach at the SCMS site.

5. On or about August 14, 2002, at Philadelphia, in the Eastern District of Pennsylvania, defendant

LAKIHA SPICER,  
a/k/a "Kiki,"

while under oath in a proceeding before the federal grand jury of the United States District Court for the Eastern District of Pennsylvania, knowingly made a false declaration in response to a question to her with respect to the material matter as described in Paragraph Four of this Count as follows:

Q: Did you teach, actually teach on site at Sister Clara Muhammad School for every hour for which you were paid by the Community College?

A: Yes.

6. The underlined testimony of defendant LAKIHA SPICER as set forth in Paragraph Five of this Count, as she then well knew and believed, was false, in that defendant LAKIHA SPICER did not teach for CCP on site at SCMS for every hour for which she was paid by CCP, and that the

defendant LAKIHA SPICER knew that she had not.

In violation of Title 18, United States Code,  
Section 1623.

COUNT TWENTY-EIGHT

FALSE STATEMENT TO GRAND JURY

THE GRAND JURY FURTHER CHARGES THAT:

1. On or about September 12, 2003, a federal grand jury was empaneled by the Honorable William H. Yohn, Jr., United States District Judge for the Eastern District of Pennsylvania.

2. Until the date of the return of the indictment, the grand jury was investigating possible violations of federal law in the Eastern District of Pennsylvania, including fraud relating to the payment of funds by the Community College of Philadelphia ("CCP") to teachers at Sister Clara Muhammad School ("SCMS"), for classes they were scheduled to teach, but did not teach, between 1999 and 2001 ("CCP Fraud Scheme").

3. On or about February 4, 2004, defendant ZAYNAH RASOOL appeared pursuant to subpoena before the federal grand jury investigating the CCP Fraud Scheme and testified concerning that matter.

4. It was a matter material to the grand jury to determine whether false Faculty and Administrative



Applications for Employment forms were submitted to CCP, making it appear that the applicant had obtained a Bachelor's degree and thus was eligible to teach CCP classes in the CCP's ABE Program.

5. On or about February 4, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

ZAYNAH RASOOL,

while under oath in a proceeding before the federal grand jury of the United States District Court for the Eastern District of Pennsylvania, knowingly made a false declaration in response to a question to her with respect to the material matter as described in Paragraph Four of this Count as follows:

Q: You would have no idea how [C.H.'s] application, she was designated as having received a degree from Muslim Teacher's College in 1990, and attending the University of Maryland when she didn't. Do you have any idea how that happened, when she didn't?

A: No, I don't. I don't know how that happened,  
no.

6. The underlined testimony of defendant ZAYNAH RASOOL, as set forth in Paragraph Five of this Count, as she

then well knew and believed, was false, in that defendant ZAYNAH RASOOL knew that Faridah Ali had falsified "C.H.'s" Faculty and Administrative Application for Employment form by falsely stating that "C.H." had a college degree.

In violation of Title 18, United States Code,  
Section 1623.

NOTICE OF FORFEITURE

As a result of the violations of Title 18, United States Code, Sections 666(a)(1)(A) and 666(b), set forth in Counts 24 through 26 of this indictment, the defendants

DELORES WEAVER,  
FARIDAH ALI,  
a/k/a/ "Rita Spicer,"  
LAKIHA SPICER,  
a/k/a/ "Kiki,"  
AZHEEM SPICER,  
a/k/a/ "Osh," and  
EUGENE D. WEAVER, III

shall forfeit to the United States of America pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461(c): any property, real or personal, that constitutes or is derived from proceeds traceable to any offense constituting specified unlawful activity, as defined in Title 18, United States Code, Section 1956(c)(7), or a conspiracy to commit such offense, including but not limited to the sum of than \$245,975.08.

SUBSTITUTE ASSETS

If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendants,

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third party;

(c) has been placed beyond the jurisdiction of the court;

(d) has been substantially diminished in value; or

(e) has been commingled with other property which cannot be divided without difficulty;

then it is the intent of the United States, pursuant to Title 28, United States Code, Section 2461(c) and 21 U.S.C. 853(p), to seek forfeiture of any other property of the defendants up to the value of the above forfeitable

property.

All pursuant to Title 18, United States Code,  
Section 981(a)(1)(C), and Title 28, United States Code,  
Section 2461(c).

A TRUE BILL:

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GRAND JURY FOREPERSON

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PATRICK L. MEEHAN  
United States Attorney